

1 Prober & Raphael,  
A Law Corporation  
2 Dean Prober, Esquire, #106207  
Lee S. Raphael, Esquire, #180030  
3 Cassandra J. Richey, Esquire #155721  
Melissa A. Vermillion, Esquire #241354  
4 Joseph Garibyan, Esquire #271833  
Bonni S. Mantovani, Esquire #106353  
5 P.O. Box 4365  
Woodland Hills, CA 91365-4365  
6 (818) 227-0100  
7 Attorneys for Secured Creditor  
U.S. Bank, N.A., successor in interest to  
8 the FDIC as receiver for Downey  
Savings and Loan Association, F.A.  
9 F.040-1933  
10  
11

12 UNITED STATES BANKRUPTCY COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 In re ) Bk. No. 10-12656  
JOHN HOWARD BOARDMAN AND )  
15 JOHANNA LEA BOARDMAN, ) CHAPTER 13  
16 )  
Debtors. ) NOTICE OF ELECTION OF OPTION  
17 ) 3b OF PROPOSED ORDER  
18 ) CONFIRMING THIRD AMENDED  
CHAPTER 13 PLAN  
19 )  
Hearing-  
20 ) Date : June 8, 2011  
Time : 10:00 a.m.  
21 ) Place : U.S. Bankruptcy Court  
99 South E Street  
22 ) Santa Rosa, California  
Courtroom (bkcy)  
23 \_\_\_\_\_ )

24 Please take notice that Secured Creditor U.S. Bank, N.A., successor in interest to the  
25 FDIC as receiver for Downey Savings and Loan Association, F.A. hereby selects option 3b of the  
26 Proposed Order Confirming Debtors' Third Amended Chapter 13 Plan, as set forth below:  
27  
28

1                   That, upon funding of the loan as provided in ¶6 of the Plan, Shasta Boardman, the  
2 proposed lender, shall, in the event of dismissal or conversion of the case, restore U.S. Bank, N.A.,  
3 successor in interest to the FDIC as receiver for Downey Savings and Loan Association, F.A. to its  
4 present and senior position against the subject property, described as **3571 Tollini Lane, Ukiah,**  
5 **California** (“subject property” herein), and U.S. Bank, N.A., successor in interest to the FDIC as  
6 receiver for Downey Savings and Loan Association, F.A., shall refund to Shasta Boardman the  
7 sums paid to U.S. Bank, N.A., successor in interest to the FDIC as receiver for Downey Savings  
8 and Loan Association, F.A. together with interest at a reasonable rate.

9  
10 Dated: June 20, 2011

Prober & Raphael, A Law Corporation

11  
12 By /s/ Cassandra J. Richey  
13 CASSANDRA J. RICHEY, ESQ., #155721  
14 Attorneys for Secured Creditor  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

COURT SERVICE LIST

John Howard Boardman  
Johanna Lea Boardman  
3571 Tollini Ln.  
Ukiah, CA 95482  
Debtors

David N. Chandler, Jr., Esquire  
Law Offices of David N. Chandler  
1747 4th Street  
Santa Rosa, CA 95404  
Attorney for Debtors

David Burchard  
393 Vintage Park Drive, Suite 150  
Foster City, CA 94404  
Chapter 13 Trustee

Lilian Tsang, Esquire  
P.O. Box 8059  
Foster City, CA 94404-8059  
Attorney for the Chapter 13 Trustee

Shasta Boardman  
#8 Kevin Ct.  
Chico, CA 95928-6389

U.S. Trustee  
235 Pine Street, Suite 700  
San Francisco, CA 94104